

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)

v.)

BRANDON DELGADO)

Defendant.)

CRIMINAL NO.: 05-CR-10176-RCL

VIOLATIONS:

21 U.S.C. §841(a)(1) -

Possession With Intent to

Distribute and Distribution

of Controlled Substances

21 U.S.C. §853- §841(a)(1) -

Criminal Forfeiture

INDICTMENT

COUNT ONE: (Title 21, United States Code, §841(a)(1) -
Possession With Intent to Distribute and
Distribution of Cocaine Base)

The Grand Jury charges that:

On or about September 2, 2004, at New Bedford, in the
District of Massachusetts,

BRANDON DELGADO,

the defendant herein, did knowingly and intentionally possess
with intent to distribute, and did distribute, cocaine base,
also known as "crack" cocaine, a Schedule II controlled
substance.

All in violation of Title 21, United States Code, Section
841(a)(1).

COUNT TWO: (Title 21, United States Code, §841(a)(1)-
Possession with Intent to Distribute and
Distribution of Cocaine Base)

The Grand Jury further charges that:

On or about November 4, 2004, at New Bedford, in the
District of Massachusetts,

BRANDON DELGADO,

the defendant herein, did knowingly and intentionally possess
with intent to distribute, and did distribute, cocaine base,
also known as "crack" cocaine, a Schedule II controlled
substance.

All in violation of Title 21, United States Code, Section
841(a)(1).

COUNT THREE: (Title 21, United States Code, §841(a)(1) -
Possession with Intent to Distribute and
Distribution of Cocaine Base)

The Grand Jury further charges that:

On or about November 12, 2004, at New Bedford, in the
District of Massachusetts,

BRANDON DELGADO,

the defendant herein, did knowingly and intentionally possess
with intent to distribute, and did distribute, cocaine base,
also known as "crack" cocaine, a Schedule II controlled
substance.

All in violation of Title 21, United States Code, Section
841(a)(1).

COUNT FOUR: (Title 21, United States Code, §841(a)(1) - Possession with Intent to Distribute and Distribution of Cocaine)

The Grand Jury further charges that:

On or about November 30, 2004, at New Bedford, in the District of Massachusetts,

BRANDON DELGADO,

the defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, cocaine, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT FIVE: (Title 21, United States Code, §841(a)(1) -
Possession with Intent to Distribute and
Distribution of Cocaine)

The Grand Jury further charges that:

On or about February 4, 2005, at New Bedford, in the
District of Massachusetts,

BRANDON DELGADO,

the defendant herein, did knowingly and intentionally possess
with intent to distribute, and did distribute, cocaine, a
Schedule II controlled substance.

All in violation of Title 21, United States Code, Section
841(a)(1).

COUNT SIX: (Title 21, United States Code, §841(a)(1) - Possession with Intent to Distribute and Distribution of Cocaine)

The Grand Jury further charges that:

On or about April 4, 2005, at New Bedford, in the District of Massachusetts,

BRANDON DELGADO,

the defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, cocaine, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

FORFEITURE ALLEGATION
(21 U.S.C. § 853)

The Grand Jury further charges that:

1. As a result of the offenses alleged in Counts One through Six of this Indictment,

BRANDON DELGADO

defendant herein, shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendant obtained, directly or indirectly, as a result of such offenses, including, but not limited to, the following real and/or personal property:

\$5,000 in cash seized on May 26, 2005,
from 193 Cottage Street, New Bedford, MA;

and/or any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, any such violations.

2. If any of the property described in paragraph 1, above, as a result of any act or omission of the defendants --

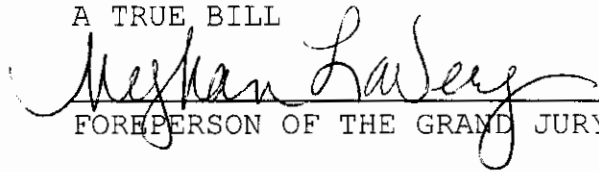
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or

(e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of the property described in paragraph 1.

All in violation of Title 21, United States Code, Section 853.

A TRUE BILL

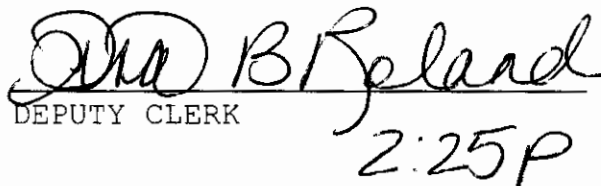

FOREPERSON OF THE GRAND JURY



JAMES LANG
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; July 13, 2005

Returned into the District Court by Grand Jurors and filed.


DEPUTY CLERK
2:25P

JS 45 (5/97) - (Revised USAO MA 6/29/04)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency ATFCity New Bedford Related Case Information: 05-CR-10176-RCLCounty Bristol Superseding Ind./ Inf. _____ Case No. _____
Same Defendant ☒ X New _____
Magistrate Judge Case Number 05-M-0406-RBC
Search Warrant Case Number 05-M-0460-RBC
R 20/R 40 from District of _____**Defendant Information:**Defendant Name Brandon Delgado Juvenile ☐ Yes ☒ No

Alias Name _____

Address 193 Cottage Street, Apt. 1, New Bedford, MABirth date (Year only): 1983 SSN (last 4 #): 7291 Sex M Race: _____ Nationality: USADefense Counsel if known: Michael Liston Address: 2 Park Plaza, Suite 610
Boston, MA 02116

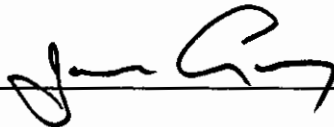
Bar Number: _____

U.S. Attorney Information:AUSA James Lang Bar Number if applicable _____Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: ☐ Yes ☒ No☐ Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**

Arrest Date: _____

☒ Already in Federal Custody as _____ in _____☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by _____ on _____Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 6

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: July 13, 2005Signature of AUSA: 

JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Brandon Delgado

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 U.S.C. § 841(a)(1)</u>	<u>Possession/Distribution of Controlled Substances</u>	<u>1-6</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set	_____	_____	_____
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Set	_____	_____	_____

ADDITIONAL INFORMATION: